

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re Terrorist Attacks on September 11, 2001	03-MDL-1570 (GBD)(SN) ECF Case
This document relates to: <i>Mandelkow et al v. Islamic Republic of Iran</i>	Case No. 20-cv-00315 (GBD)(SN) ECF Case

**PLAINTIFFS' NOTICE OF MOTION FOR ENTRY OF PARTIAL FINAL  
DEFAULT JUDGMENTS ON BEHALF OF MANDELKOW PLAINTIFFS**

**PLEASE TAKE NOTICE** that, upon the accompanying declaration of Barry M. Salzman (the “Salzman Declaration”), with exhibits, and the accompanying memorandum of law, together with the evidence filed in the above-captioned multidistrict litigation, the Plaintiffs identified in Exhibits A and B to the Salzman Declaration (the “*Mandelkow* Plaintiffs”), by and through their undersigned counsel, respectfully move this Court:

(1) for an order of judgment by default, pursuant to 28 U.S.C. 1608(e) and Rule 55(b) of the Federal Rules of Civil Procedure, against Defendant the Islamic Republic of Iran as to its liability to the *Mandelkow* Plaintiffs under 28 U.S.C. 1605A;

(2) for a final order of partial judgment against Defendant the Islamic Republic of Iran pursuant to 28 U.S.C. 1608(e) and Rules 54(b) and 55 of the Federal Rules of Civil Procedure awarding each of the *Mandelkow* Plaintiffs listed in Exhibit A to the Salzman declaration, each of whom is a U.S. citizen and a spouse, parent, child, or sibling of an individual killed as a result of the terrorist attacks that took place on September 11, 2001 (the “September 11 attacks”), or the estate of such a spouse, parent, child, or sibling, compensatory damages for solatium in the same amounts previously awarded to other immediate family members of decedents killed in the September 11 attacks, and prejudgment interest thereon at the rate of 4.96 percent per annum, compounded annually for the period from September 11, 2001 until the date of the judgment;

(3) for a final order of partial judgment against Defendant the Islamic Republic of Iran pursuant to 28 U.S.C. 1608(e) and Rules 54(b) and 55 of the Federal Rules of Civil Procedure awarding each of the *Mandelkow* Plaintiffs listed in Exhibit B to the Salzman declaration, each of whom is a personal representative of the estate of a U.S. citizen who was killed as a result of the September 11 attacks, compensatory damages for pain and suffering in the same amounts previously awarded to the estates of other decedents killed in the September 11 attacks, and prejudgment interest thereon at the rate of 4.96 per annum, compounded annually for the period from September 11, 2001 until the date of the judgment; and

(4) for an order permitting the *Mandelkow* Plaintiffs to seek punitive damages, economic damages, or other damages at a later date.

A proposed Order is filed simultaneously with this Notice.

Dated: August 17, 2021

Respectfully submitted,

/s/ Barry Salzman

Barry Salzman  
Michael Barasch  
Barasch & McGarry, P.C.  
11 Park Place  
18th Floor  
New York, NY 10007  
Phone: 212.385.8000  
Fax: 212.385.7845

Aryeh S. Portnoy  
Glen G. McGorty  
Michelle Ann Gitlitz  
Crowell & Moring LLP  
590 Madison Avenue  
20<sup>th</sup> Floor  
New York, NY 10022  
Phone: 212.223.4000  
Fax: 212.223.4134

COUNSEL FOR PLAINTIFFS